

**STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY**

**IN THE MATTER OF
HARRELSON MATERIALS MANAGEMENT, INC.**

AGENCY INTEREST NO. 28118

**AMENDED DECLARATION OF EMERGENCY
AND ADMINISTRATIVE ORDER**

Pursuant to the authority granted to me by Louisiana Revised Statutes 30:2001 *et seq.*, and particularly La. R.S. 30:2033 and 2011(D)(6), I hereby make the following findings, declaration and order:

FINDINGS AND DECLARATION

1. Harrelson Materials Management, Inc. (hereinafter, "Harrelson") owns and operates a construction and demolition debris disposal landfill located at 1101 Russell Road, Shreveport, Louisiana (hereinafter, "the landfill"). The operation of the landfill by Harrelson is authorized and controlled by Order to Upgrade OU-0269, issued by the Department on May 31, 2007.
2. Numerous fires have occurred in the landfill since July, 2008. Debris in the landfill is actively burning at this time. Efforts by Harrelson and by the Shreveport Fire Department have failed to completely extinguish all fires within the landfill. These fires have generated significant quantities of smoke that has frequently entered nearby residential areas, subjecting residents to offensive odors and potentially adverse health effects. The smoke has obscured visibility on Interstate 220 on several occasions.
3. The Chief of the Shreveport Fire Department has stated that responding to fires at the landfill has impaired that department's ability to respond to other fires and emergencies within its jurisdiction.
4. On June 20, 2014, the Louisiana Fire Marshal stated that "it is the opinion of the Office of State Fire Marshal ... that the fire at the above referenced facility that has been burning for more than 14 days and the smoke production associated therewith, as well

as the dangers for the firefighters trying to contain the fire that this event represents a threat sufficient to warrant all steps necessary to protection of the public from harm.” The Fire Marshal invoked the authority of La. Revised Statutes 40:1563, which provides that “the fire marshal shall take all steps necessary and proper to protect life and property from the hazards of fire and of panic which may arise from fire or from the threat of fire or explosion.”

5. I find that the fires at the landfill have created and will continue to create conditions that require immediate action to prevent irreparable damage to the environment and serious threats to life or safety.

WHEREFORE, I hereby declare that the emergency declared by me on June 25, 2014, still exists, and that the following measures are necessary to prevent irreparable damage to the environment and serious threats to life or safety.

ORDER

Pursuant to the authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001 *et seq.*, and particularly by La. R.S. 30:2033 and 2011(D)6, I hereby order the following:

1. Harrelson shall immediately begin implementation of the Revised Subsurface Fire Mitigation Plan submitted on Harrelson's behalf by PPM Consultants, Inc. on July 1, 2014, and the Addendum thereto submitted on July 24, 2014, both of which were approved by the Department on August 7, 2014, and shall fully implement that plan and addendum (or any Department-approved amendments thereto) as expeditiously as possible, but by February 3, 2015 at the latest. Harrelson shall submit to DEQ weekly written reports on the status of the plan implementation. These weekly reports shall be addressed to:

Celena Cage
Administrator, Enforcement Division
Office of Environmental Compliance
Department of Environmental Quality
P.O. Box 4312
Baton Rouge, LA 70821-4312

2. Harrelson shall manage any waste water and storm water generated during fire suppression activities in accordance with LWDPs Permits LA0111091 and LAR05P556.
3. Upon confirmation by the Department that all fires in the Landfill have been completely extinguished, Harrelson shall immediately cease accepting waste for disposal and begin closure of the landfill in accordance with the Order to Close issued by the Department on August 7, 2014, and shall complete closure by the deadline stated in that Order to Close, or by such other date stipulated in writing by the Department.
4. This Administrative Order shall supersede the Administrative Order issued by me on June 25, 2014.
5. This Administrative Order shall remain in effect until terminated by the Secretary of the Department of Environmental Quality, in writing.

DONE AND ORDERED on this 7th day of August, 2014, in Baton Rouge, Louisiana.


Peggy M. Hatch
Secretary